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Attorney Docket No. P01-3686
Client/Matter No. 68854.0187
Express Mail No. EV035490525US
Confirmation No.: 7277

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Stephen J. Sicola, Bruce Sardeson, Dennis Spicher, Bruce Roberts, Bill Pagano, and Allen B. Kelton

Serial No. 10/004,374

Filed: October 19, 2001

For: SYSTEM AND METHOD FOR LOCATING A FAILED STORAGE DEVICE IN A DATA STORAGE SYSTEM

Group Art Unit: 2184

Examiner:

RESPONSE TO NOTICE TO FILE MISSING PARTS

BOX MISSING PARTS

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application, Filing Date Granted, mailed December 28, 2001, submitted herewith is a signed Declaration for Patent Application; a check in the amount of \$130 to cover the surcharge for a large entity; and a copy of the PTO Notice form. Any fee deficiency associated with this communication may be charged to Deposit Account No. 50-1123.

In view of the large entity status to which the application is entitled, it is believed that the original filing fee paid was correct and that only the surcharge fee remains to be paid.

Also enclosed is a Recordation Form Cover Sheet PTO 1595 with executed Assignment and recording fee of \$40.00. Please forward the Assignment to the Recording Branch for recording.

Date: 14 February 2002


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Examiner:

CERTIFICATE OF MAILING BY EXPRESS MAIL

BOX MISSING PARTS

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The undersigned hereby certifies that the following documents:

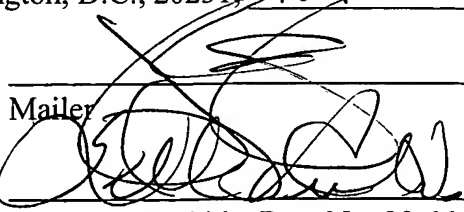
1. Response to Notice to File Missing Parts;
2. Copy of Notice to File Missing Parts of Application Filing Date Granted, form and surcharge payment of \$130;
3. Executed Declaration;
4. Recordation Form Cover Sheet PTO 1595 with Executed Assignment and Recording Fee of \$40.00;
5. Certificate of Mailing By Express Mail;
6. Return postcard;

relating to the above application, were deposited as "Express Mail", Mailing Label No. EV035490525US with the United States Postal Service, addressed to Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C., 20231, 15 Feb, 2002.

15 February 2002
Date

14 February 2002
Date

Mailer


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WASHINGTON, D.C. 20231
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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 10/004,374 | 10/19/2001 | Stephen J. Sicola | P01-3686 |

25235
HOGAN & HARTSON LLP
ONE TABOR CENTER, SUITE 1500
1200 SEVENTEENTH ST
DENVER, CO 80202**CONFIRMATION NO. 7277****FORMALITIES LETTER**

OC000000007240201

Date Mailed: 12/28/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**FILED UNDER 37 CFR 1.53(b)*****Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

mar
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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